

REMARKS

Claim 7 is amended. Claims 25-35 are cancelled. Claims 7-24 are pending in the application.

Applicant acknowledges the Examiner's indicated allowability of the subject matter of claims 12-24.

Claims 7-11 stand rejected under 35 U.S.C. § 102 as being anticipated by Harada U.S. Patent No. 5,632,868, or under 35 U.S.C. § 103 as being unpatentable over Harada, as combined with one of Ury U.S. Patent No. 4,885,047, De JP411219926, or Mullee U.S. Patent No. 6,306,564. The Examiner is reminded by direction to MPEP § 2131 that anticipation requires each and every element of the claim to be disclosed in a single prior art reference. The Examiner is reminded by direction to MPEP § 2143 that a proper obviousness rejection has the following three requirements: 1) there must be some suggestion or motivation to modify or combine reference teachings; 2) there must be a reasonable expectation of success; and 3) the combined references must teach or suggest all of the claim limitations. Claims 7-11 are allowable over Harada, individually or as combined with Ury, De, or Mullee, for at least the reason that the references fail to disclose or suggest each and every element in any of those claims.

As amended, independent claim 7 recites feeding a single feed gas stream consisting essentially of O₂ and less than or equal to 0.001% N₂ through an ozone generator to generate a product gas from the feed gas, where the product gas comprises ozone. As acknowledged by the Examiner at page 5 of the present Action, Harada does not disclose or suggest the recited feed gas consisting essentially of O₂ and from 0-0.001% N₂ through an ozone generator. Not one of Ury, De, or Mullee contributes toward

suggesting the recited feed gas stream consisting essentially of O₂ and less than or equal to 0.001% N₂. Accordingly, independent claim 7 is allowable over Harada, individually or as combined with any of Ury, De, and Mullee.

Dependent claims 8-11 are allowable over Harada, Ury, De, and Mullee, for at least the reason that they depend from allowable base claim 7.

Claims 25-35 stand rejected under 35 U.S.C. § 103 as being unpatentable over Harada, in combination with Mullee and Ury. Without admission as to the propriety of the Examiner's rejection, claims 25-35 are canceled.

For the reasons discussed above, pending claims 7-24 are allowable. Accordingly, applicant respectfully requests formal allowance of claims 7-24 in the Examiner's next action.

Respectfully submitted,

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